REPLY UNDER 37 CFR 1.116 - EXPEDITED PROCEDURE - TECHNOLOGY CENTER 3700

PATENT Attorney Docket No. BSC-211

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

McWeeney

SERIAL NO.:

10/006,083

GROUP NO.:

3738

FILING DATE:

December 6, 2001

**EXAMINER:** 

D. Willse

TITLE:

COMPRESSIBLE URETERAL STENT FOR COMFORT

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### AMENDMENT AND RESPONSE

This paper is responsive to the October 14, 2003, final Office Action ("the Office Action") for the above-identified patent application. Applicant believes that no extension of time is necessitated by the submission of this paper. However, if an extension is required, the Office is authorized to charge the requisite extension fee to Deposit Account No. 20-0531.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 7 of this paper.



DEC 2 2 2003

# TESTA, HURWITZ & THIBEAULT, LLP

ATTORNEYS AT LAW

HIGH STREET TOWER
125 HIGH STREET
BOSTON, MASSACHUSETTS 02110

FAX (617) 248-7100

OFFICE (617) 248-7000

#### TELECOPY COVER SHEET

Equipment Operator Contact Number: (617) 248-7084. Please call if you do not receive all the pages.

Date:

December 22, 2003

TO:

Name:

Mail Stop AF

Attn.: Examiner David Willse

Company:

U.S. Patent Office

Address:

Telephone:

(703) 308-2903

Fax:

(703) 872-9306

FROM:

Sender:

Natasha C. Us

Number of Pages INCLUDING This Cover Sheet:

14

RE:

U.S. Patent Application Serial No. 10/006,083 "Compressible Ureteral Stent for Comfort"

Atty Docket No.: BSC-211

Comments:

2729701-1

This facsimile is subject to attorney-client privilege and contains confidential information intended only for the person(s) named above. If you have received this facsimile in error, please notify us immediately by telephone and destroy the original transmission without making a copy.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

McWeeney

SERIAL NO.:

10/006,083

**GROUP NO.:** 

3738

FILING DATE:

December 6, 2001

EXAMINER:

D. Willse

TITLE:

COMPRESSIBLE URETERAL STENT FOR COMFORT

### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, and any document(s) referred to as attached hereto, is/are being transmitted to Mail Stop AF, Attn. Examiner David Willse, United States Patent and Trademark Office, Facsimile No. (703) 872-9306 on this 22nd day of December, 2003.

Olivia J. Marmon

Attached hereto are: Transmittal Form (1 page) and Amendment and Response (11 pages).

2729703-1

	<u> </u>		Application Se	erial Number	10/006	5,083	
	·		Filing Date		December 6, 2001		
TRANSMITTAL FORM			·	First Named Inventor		McWeeney	
				Group Art Unit		3738	
			Examiner Nan		D. Willse		
			Attorney Docket No.		BSC-211		
			Palent No.		Not applicable		
· ·			Issue Date	Not applicable		pplicable	
ENCLOSURES (check all that apply)							
∏ F¢	ee Transmittal Form		Copy of Notice	to File Missing		Notice of Appeal to Board	
]			Parts of Applica	tion		of Patent Appeals and Interferences	
	☐ Check Attached☐ Copy of Fee Transmittal Form		Formal Drawing	g(s) ·		Appeal Brief (in triplicate)	
⊠	Amendment/Response		Request For Continued · Examination (RCE)			Status Inquiry	
	☐ Preliminary ☐ After Final		Transmittal			Return Receipt Postcard	
	Affidavits/declaration(s) Letter to Official Draftsperson	Power of Atto (Revocation o				Certificate of First Class Mailing under 37 C.F.R. 1.8	
	including Drawings [Total Sheets]		Terminal Disclaimer		Ø	Certificate of Facsimile Transmission under 37 C.F.R. 1.8	
	Petition for Extension of Time		Executed Declaration and Power of Attorney for Utility or Design Patent Application			Additional Enclosure(s) (please identify below)	
	Information Disclosure Statement		Small Entity St	atement			
	Porm PTO-1449 Copies of IDS Citations		CD(s) for large table or computer program				
	Certified Copy of Priority		Amendment At	ter Allowance			
	Document(s)  Sequence Listing submission Paper Copy/CD Computer Readable Copy Statement verifying identity of above		Request for Co Correction Certificate duplicate)	of Correction (in			
COR	RESPONDENCE ADDRESS		SIGNATURE BI	OCK	N 4C.II 'm 4		
Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibeault, LLP High Street Tower 125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100			Respectfully submitted,  Dato: December 22, 2003 Reg. No. 44,381 Tel. No.: (617) 310-8327 Fax No.: (617) 248-7100 Testa, Hurwitz & Thibeault, LLP High Street Tower 125 High Street Boston, MA 02110				

VER 12/00 2729368-1